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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

MICROSOFT CORPORATION and  
ACTIVISION BLIZZARD, INC.,

Defendants.

Case No. 3:23-cv-02880-JSC

**DEFENDANTS' STATEMENT OF  
WITNESSES AND EVIDENCE FOR JUNE  
23, 2023, PURSUANT TO COURT ORDER  
(ECF NO. 170)**

Dept.: Courtroom 8—19th Floor  
Judge: Honorable Jacqueline S. Corley

Pursuant to the Court’s Order Following June 21, 2023 Status Conference (ECF No. 170) (“Order”), Defendants Microsoft Corp. (“Microsoft”) and Activision Blizzard, Inc. (“Activision”) write to inform the Court that Defendants will call Phil Spencer, Jamie Lawver, and Jim Ryan as witnesses on Friday, June 23, 2023. Defendants understand that Plaintiff Federal Trade Commission (“FTC”) also intends to call Phil Spencer, Jamie Lawver, Dov Zimring, and Jim Ryan as witnesses on Friday, June 23, 2023. Jim Ryan’s testimony will be via deposition designation.

Defendants intend to use the following exhibits with these witnesses:

Witness	Exhibit	Declaration in Support of Sealing or Redacting the Exhibit <sup>1</sup>	Cross-Reference
Dov Zimring	RX2014	ECF No. 155, at 7 (partially redacted)	N/A
	RX2015	ECF No. 155, at 9 (partially redacted)	N/A
Jamie Lawver	RX1154	ECF No. 189 at 63 (redacted)	N/A
Jim Ryan	PX3109	N/A	N/A
	RX1162 (Depo. Ex. PX3105)	N/A	N/A
	PX3106	ECF No. 189 at 64 (withheld)	N/A
	RX0020	ECF No. 172, at 9 (fully sealed)	N/A
	RX0070	N/A	N/A
	RX2064 (Depo. Ex. RX0032)	N/A	N/A
	RX0079	N/A	N/A
	RX2163 (Depo. Ex. RX0022)	ECF No. 172, at 15 (partially redacted)	N/A

<sup>1</sup> Defendants do not seek to seal the exhibits that are listed here without citation to a supporting declaration.

<b>Witness</b>	<b>Exhibit</b>	<b>Declaration in Support of Sealing or Redacting the Exhibit<sup>1</sup></b>	<b>Cross-Reference</b>
Phil Spencer	PX9076	N/A	N/A
	RX1093	ECF No. 189 at 56 (withheld)	N/A
	RX1105	ECF No. 189 at 58 (parent non-confidential/redaction forthcoming)	N/A
	RX1125	ECF No. 189 at 60 (parent non-confidential/redaction forthcoming)	N/A
	RX1141	ECF No. 189 at 62 (document non-confidential/redacted version forthcoming)	ECF No. 111
	RX1147	N/A	N/A
	RX1156	ECF No. 189 at 63 (document withheld)	N/A
	RX1196	N/A	ECF No. 11, Ex. 70 (As Amended)
	RX1233	ECF No. 189 at 69 (redacted version forthcoming)	N/A
	RX2059	N/A	N/A
	RX2085	N/A	N/A
	RX2086	N/A	N/A
	RX2170	ECF No. 189 at 3 (document withheld)	ECF No. 111
	RX3166	ECF No. 189 at 63 (document withheld)	ECF No. 111

1 Dated: June 22, 2023

Respectfully submitted,

2  
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